

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE 1 OF PAGE 2
2. AMENDMENT/MODIFICATION NO. M015	3. EFFECTIVE DATE SEE BLOCK 16C	4. REQUISITION/PURCHASE REQ. NO. 34-00RF01904.014	5. PROJECT NO. (If applicable) N/A	
d. ISSUED BY U.S. Department of Energy Rocky Flats Field Office 10808 Highway 93, Unit A Golden, CO 80403-8200		7. ADMINISTERED BY (If other than Item 6) CODE DOE/RFFO Contracts Management Division Attn: Steven L. Scott (303) 966-2985		
6. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) KAISER-HILL COMPANY, LLC Rocky Flats Environmental Technology Site 10808 Highway 93, Unit B Golden, CO 80403-8200		9A. AMENDMENT OF SOLICITATION NO.		
		9B. DATED (SEE ITEM 1 I)		
		10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC34-00RF01904		
CODE		10B. DATED (SEE ITEM 13) February 1, 2000		
FACILITY CODE				

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

☐ The above numbered solicitation is amended as set forth in item 14. The house! and date specified for receipt of Offers ☐ is extended, ☐ is not extended

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing items 6 and 15 and returning _____ copies of the amendment: (b) By acknowledging receipt of this amendment on each copy of the offer submitted, or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of thii amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS,
IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

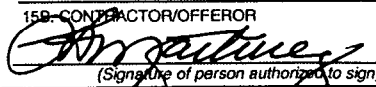

A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.. SET FORTH IN ITEM 14. PURSUANT TO THE AUTHORITY OF FAR 43. 103(b).
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: ✓ Department of Energy Organization Act (P.L. 95-91) and mutual agreement of the parties.
D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor ☐ is not, ☒ is required to sign this document and return 3 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject mater where feasible.)

1. The purpose of this modification is to modify Section B6, Fee Payment Schedules and Fee Payment Withholdings.
2. See Page 2.

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) L. A. MARTINEZ, DIRECTOR OF ADMINISTRATION & CHIEF FINANCIAL OFFICER	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) BARBARA MAZUROWSKI MANAGER		
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)	15C. DATE SIGNED 7/10/00	16B. UNITED STATES OF AMERICA BY  (Signature of Contracting Officer)	16C. DATE SIGNED 7-10-00

This Modification makes the following revision to the Contract:

Subparagraph (e)(4) of Section B.6, Fee Payment Schedule and Fee Payment Withholdings, is deleted in its entirety and is replaced by the following:

(4) Mitigation Factors:

In deciding to adjust ordinary fee payments for a Category 1, 2 or 3 event, the Contracting Officer shall apply only a single penalty for each separate event even if a single event may qualify for more than one penalty; however, fines and penalties imposed under the Price-Anderson Act are excepted from this provision. If event or incident results in penalties for missed RFCA milestones, along with Category 1, 2 or 3 consequences, the penalties for missed RFCA milestones will apply. If the applicable deduction is greater than the fine or penalty, the difference between the penalty for missed RFCA milestones and the applicable deduction will be an adjustment to the ordinary fee payment. The Contracting Officer shall ensure that Contractor receives impartial fair and equitable treatment, as set forth in FAR 1.602-2, and will take into account mitigating factors. These may include factors such as those set forth below:

- Degree of control that the Contractor had over the event
- Event caused by “Good Samaritan” act by the Contractor (e.g., offsite emergency response)
- Efforts that the Contractor had made to anticipate and mitigate the possibility of the event in advance
- Contractor response to the event to mitigate its impacts and recurrence
- General status (trend and absolute performance) of safety and compliance in related areas

The Contracting Officer may apply appropriate fee reductions or withholdings after the fact to subsequent ordinary fee payments, provided such fee adjustments are identified in writing to Contractor within six (6) months of date of the event or incident occurrence or last event in a trend.

End of Modification